

Message Text

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ACTION IO-14

INFO OCT-01 EUR-12 ISO-00 CEQ-01 PM-05 ACDA-12 CIAE-00
INR-10 L-03 NSAE-00 NSC-05 EB-08 NRC-05 OES-07
SOE-02 DODE-00 SS-15 SP-02 EA-10 /112 W
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P 161459Z FEB 78
FM AMEMBASSY VIENNA
TO SECSTATE WASHDC PRIORITY 5209
INFO USDOEHQ WASHDC PRIORITY
USDOEHQ GERMANTOWN

C O N F I D E N T I A L SECTION 01 OF 02 VIENNA 01515

USIAEA

DEPT PASS IO/SCT

USDOE PASS AMMONS, IA

E.O. 11652: GDS
TAGS: AORG, PARM, TECH
SUBJECT: NPT EXPORTERS (ZANGGER) COMMITTEE MEETING 24
FEBRUARY 1978; REQUEST FOR INSTRUCTIONS

REF: (A) 77 VIENNA A480, (B) 77 VIENNA 10295

1. MISSION HAS RECEIVED NOTE (ZC (78)/2 DATED 7 FEBRUARY 1978) FROM ACTING SECRETARY OF ZANGGER COMMITTEE (ZC) REMINDING MEMBERS THAT NEXT MEETING WILL TAKE PLACE 10 A.M. 24 FEBRUARY 1978 IN VIENNA. TWO SUBSTANTIVE ITEMS OF BUSINESS ARE FIRST, QUESTION OF COMMUNICATION TO IAEA DIRECTOR GENERAL OF AMENDMENT TO TRIGGER LIST (SEE REF A) AND SECOND, STATUS AND OBJECTIVES OF COMMITTEE: RENEWAL OF THE GROUP'S UNDERSTANDINGS. SECOND ITEM REFERS TO NEED TO REVIEW AND, IF APPROPRIATE, RECONFIRM THE ZANGGER COMMITTEE UNDERSTANDINGS BEFORE END OF MARCH 1978.
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2. RE FIRST ITEM, MISSION BELIEVES IT WOULD BE BEST IF NO RPT NO COMMUNICATIONS ON AMENDMENT OF THE ZANGGER TRIGGER LIST WERE SENT TO THE DG BY ANY GOVERNMENT. THIS WOULD AVOID PUBLICIZING CERTAIN VIEWS WHICH SURFACED DURING THE 25 NOVEMBER 1977 ZANGGER COMMITTEE EXCHANGE OF NOTES ON TRIGGER LIST AMENDMENT, I.E. THAT FIVE STATES (AUSTRIA, '

FRG, JAPAN, ITALY AND SWITZERLAND) HAVE RESERVATIONS ABOUT APPLICABILITY OF NPT ARTICLE III.2 TO HEAVY WATER PLANTS AND EQUIPMENT (REF B). THESE STATES, EXCEPT FOR AUSTRIA, ARE LONDON SUPPLIERS GROUP MEMBERS AND EACH HAS, IN THAT CONTEXT, STATED PUBLICLY ITS INTENTION TO REQUIRE SAFEGUARDS IN CONNECTION WITH SUPPLY OF HEAVY WATER PLANTS AND EQUIPMENT, AS WELL ALL OTHER ITEMS WHICH ARE INCLUDED IN BOTH THE LONDON AND AMENDED ZC LISTS.

3. PRESUMABLY THE 14 ZC MEMBERS (BELGIUM, CANADA, CZECHOSLOVAKIA, FRG, GDR, ITALY, JAPAN, NETHERLANDS, POLAND, SWEDEN, SWITZERLAND, UK, USA AND USSR) WHICH ALSO ARE IN THE LONDON SUPPLIERS GROUP AND HAVE ALREADY NOTIFIED THE IAEA DIRECTOR GENERAL OF THEIR ADHERENCE TO THE LONDON GUIDELINES (WITHUT ANY RESERVATIONS CONCERNING REQUIREMENT FOR SAFEGUARDS IN CONNECTION WITH SUPPLY OF HEAVY WATER PANT OR EQUIPMENT), WOULD FEEL NO STRONG NEED TO REPEAT TO THE DG THEIR CURRENT POLICIES IN THE CONTEXT THE ZC.

4. THERE ARE, HOWEVER, SEVEN ZC MEMBERS WHO HAVE NOT PARTICIPATED IN LONDON SUPPLIERS GROUP (AUSTRALIA, AUSTRIA, DENMARK, FINLAND, IRELAND, LUXEMBOURG AND NORWAY). EXCEPT FOR AUSTRIA, EACH HAS EXCHANGED NOTES WITH OTHER ZC MEMBERS, ADOPTING, WITHOUT RESERVATION, THE ZANGGER TRIGGER LIST AMENDMENTS. EACH OF THE SEVEN, INCLUDING

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AUSTRIA, HAD PREVIOUSLY COMMUNICATED TO THE DG ITS INTENTION TO IMPLEMENT POLICIES IN ACCORD WITH THE ORIGINAL ZANGGER COMMITTEE MEMORANDA. EACH OF THEM MAY THEREFORE WISH TO NOTIFY THE DG OF ITS CURRENT POLICY IN LIGHT OF THE RECENT TRIGGER LIST AMENDMENTS. IN THAT EVENT, MISSION RECOMMENDS THAT EACH BE URGED TO MAKE SUCH NOTIFICATION, NOT IN THE ZANGGER COMMITTEE CONTEXT WHICH RELATES TO NPT, BUT RATHER IN THE CONTEXT OF THE LONDON SUPPLIERS GUIDELINES. COVER LETTERS TO THE AGENCY FROM MOST OF THE LONDON GROUP PARTICIPANTS, TRANSMITTING LONDON GROUP GUIDELINES, EXPRESSED THE HOPE "THAT OTHER GOVERNMENTS MAY ALSO DECIDE TO BASE THEIR OWN NUCLEAR EXPORT POLICIES UPON THESE DOCUMENTS" (I.E. THE LONDON GUIDELINES).

5. MISSION WOULD PROPOSE THAT AGREEMENT OF OTHER ZC MEMBERS BE SOUGHT THAT (A) THERE IS NO NEED FOR THOSE ZC MEMBERS WHICH HAVE ALREADY INFORMED AGENCY OF ADOPTION OF LONDON GUIDELINES TO COMMUNICATE ZC TRIGGER LIST AMENDMENTS TO THE AGENCY, AND (B) IF ANY OF THE OTHER ZC MEMBERS BELIEVE IT IS IMPORTANT FOR THEM TO NOTIFY THE DG OF THE AMENDMENT OF THEIR EXPORT CONTROL

POLICIES IN SUPPORT OF NON-PROLIFERATION, THEY SHOULD FOLLOW PROCEDURE DESCRIBED IN PARA 4 ABOVE. NOTE: DURING BRIEF DISCUSSION THIS MATTER AT TIME OF INFCE WORKING GROUP 3 MEETING, PROFESSOR ZANGGER VOLUNTEERED TO MISOFF THAT HE WOULD FAVOR APPROACH ALONG LINES DESCRIBED ABOVE.

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6. ONE QUESTION WHICH MAY ARISE IN CONNECTION WITH SUGGESTED APPROACH RE NOTIFICATION TO AGENCY IS WHETHER PROPOSED COMMUNICATION BY STATE WHICH HAS NOT PARTICIPATED IN LONDON GROUP MEETINGS WOULD RESULT IN INVITATION TO FUTURE MEETINGS OF LONDON GROUP. GUIDANCE FOR CONTINGENCY USE IN RESPONSE TO SUCH QUESTION SHOULD THEREFORE BE ADDRESSED IF MISSION'S RECOMMENDATION IS ACCEPTED.

7. RE ITEM B (SEE PARA 1 ABOVE) MISSION RECOMMENDS USG SUPPORT CONTINUATION IN ITS PRESENT FORM OF ZANGGER COMMITTEE AND THE VALIDITY OF THE MEMORANDA (AS AMENDED), FOR ANOTHER YEAR.

8. PLEASE ADVISE SOONEST. LABOWITZ

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